# IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE:	) Case No. 16-23697 CMB
Carmen D. Fusca,	) Chapter 11
Debtor,	j
Carmen D. Fusca,	) <b>Hearing Date:</b> 04/18/17 @ 2:30 p.m
Movant,	) Response Due: 04/06/17
VS.	) Related to:
No Respondent.	) Document No. 64

### ENTERED BY DEFAULT

### ORDER APPROVING RETENTION OF REALTOR/BROKER

AND NOW, this <u>12th</u>day of <u>April</u>, **2017**, upon consideration of the **Application to Employ Broker filed at Doc. No.** \_\_, it is **ORDERED**, **ADJUDGED** and **DECREED** as follows:

- 1. The Application is hereby approved as of the date the Application was filed.
- 2. *Michelle Mattioli, Howard Hanna, 5048 William Flynn Highway, Gibsonia, PA 15044* is/are hereby appointed as *Broker* for Debtor in this bankruptcy proceeding pursuant to the terms described in the Listing Agreement attached to the Application for the purpose of acting as the Debtor's agent in connection with the sale of real estate located at #4 Imperial Court, *Pittsburgh, Allegheny County, Pennsylvania*. A realtor commission in the amount of 6% *plus \$325.00* is tentatively approved, subject to a final court order.
- 3. Professional persons or entities performing services in the above case are advised that approval of fees for professional services will be based on other factors as well including results accomplished, the time and labor reasonably required by the applicant to perform the task(s) involved, the customary fee for similar services, the time limitations imposed by the retention or the circumstances encountered while performing the services, the relationship of the services, if any, to the ultimate bid amount for the subject property, and the extent and nature of awards in similar cases.
- 4. The approval of any application for appointment of a professional in which certain fees are requested is not an agreement by the Court to allow such fees in the requested amount. Final compensation, as awarded by the Court after notice and hearing, may be more or less than the requested amount based on the application of the above criteria.

5. Applicant shall serve the within Order on all interested parties and file a certificate of service.

Carlota M. Böhm, Judge kmt United States Bankruptcy Court

cc: Debtors
Counsel
Office of the U.S. Trustee

FILED 4/12/17 9:45 am CLERK U.S. BANKRUPTCY COURT - WDPA

# Case 16-23697-CMB Doc 71 Filed 04/14/17 Entered 04/15/17 00:57:26 Desc Imaged

Certificate of Notice Page 2 of 2
United States Bankruptcy Court Western District of Pennsylvania

In re: Carmen D. Fusca Debtor Case No. 16-23697-CMB Chapter 11

### CERTIFICATE OF NOTICE

District/off: 0315-2 User: kthe Page 1 of 1 Date Rcvd: Apr 12, 2017

Form ID: pdf900 Total Noticed: 1

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Apr 14, 2017.

#+Carmen D. Fusca, 4 Imperial Court, Pittsburgh, PA 15215-1036

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update. While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank, P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Apr 14, 2017 Signature: /s/Joseph Speetjens

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on April 12, 2017 at the address(es) listed below:

David Z. Valencik on behalf of Debtor Carmen D. Fusca dvalencik@c-vlaw.com,

cvlaw.ecf.dvalencik@gmail.com;aheath@c-vlaw.com;kmosur@c-vlaw.com

Donald R. Calaiaro on behalf of Debtor Carmen D. Fusca dcalaiaro@c-vlaw.com,

cvlaw.ecf.dcalaiaro@gmail.com;aheath@c-vlaw.com;kmosur@c-vlaw.com

James Warmbrodt on behalf of Creditor PNC BANK, NATIONAL ASSOCIATION bkgroup@kmllawgroup.com

Jeffrev R. Hunt on behalf of Creditor County of Allegheny jhunt@grblaw.com, cnoroski@grblaw.com

Jeffrey R. Hunt on behalf of Creditor Pine-Richland School District jhunt@qrblaw.com, cnoroski@grblaw.com

Jeffrey R. Hunt on behalf of Creditor Richland Township jhunt@grblaw.com, cnoroski@grblaw.com

Joseph A. Fidler on behalf of Creditor Enterprise Bank jfidler@enterprisebankpgh.com
Joshua I. Goldman on behalf of Creditor PNC BANK, NATIONAL ASSOCIATION bkgroup@kmllawgroup.com

Larry E. Wahlquist on behalf of U.S. Trustee Office of the United States Trustee

larry.e.wahlquist@usdoj.gov

Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov

Peter J. Ashcroft on behalf of Creditor Duquesne Light Company pashcroft@bernsteinlaw.com, ckutch@ecf.courtdrive.com;pashcroft@ecf.courtdrive.com;pghecf@bernsteinlaw.com;cabbott@ecf.courtd rive.com

S. James Wallace on behalf of Creditor Peoples Natural Gas Company LLC sjw@sjwpgh.com, Equitablebankruptcy@peoples-gas.com; srk@sjwpgh.com

TOTAL: 12